

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Writ Petition No.6706 of 2006

M/s Fruit & Vegetable Merchants
Association

..Petitioner

Vs

Mumbai A.P.M.C and Ors.

.. Respondents.

With

Writ Petition No.6750 of 2006.

Rajendra Vasantrao Raskar

.. Petitioner

vs

Mumbai A.P.M.C and Ors.

.. Respondents.

Mr N.V. Walawalkar Senior Advocate with Mr U .B Nighot
for the petitioner.

Mr. C.J. Sawant, Senior Advocate with Mr. N.N. Bhadrashetye
for respondent Nos 1 to 3

Mr V.M.Malvankar, Asst. Government Pleader for respondent Nos.11
to 14.

**CORAM: H.S. BEDI, C.J., &
V.M. KANADE, J.**

DATE: OCTOBER 11, 2006.

P.C.:-

We have heard the learned counsel for the parties.

The petitioners' grievance at this stage is that despite the fact that the appeals filed by the petitioners before respondent No.11 and respondent No.3 respectively are pending and no interim order has been granted in the above appeals, the elections have been called. The respondents have raised

objection that all the necessary parties have not been impleaded in the appeals. In these circumstances, it would be appropriate to direct disposal of the appeals themselves within a period of two months from today. We however, make it clear that the process for holding the elections may go on but actual elections shall not be held for a period of four months. We further make it clear that it would be open to the respondents to take up all legal and factual objections which are open to them in the appeals in accordance with law.

Petitions are accordingly disposed of.

CHIEF JUSTICE

V.M.KANADE J.